

MESSAGE NO: 2253206

MESSAGE DATE: 09/10/2002

MESSAGE STATUS: Active

CATEGORY: Countervailing

TYPE: FIN-Final Determination

PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE:

FR CITE: FR

FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-489-809

EFFECTIVE DATE:

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED: 08/30/2002 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: NOTICE OF FINAL DETERMINATION IN THE COUNTERVAILING DUTY
INVESTIGATION OF CARBON AND CERTAIN ALLOY STEEL WIRE ROD FROM TURKEY (C-
489-809)

MESSAGE NO: 2253206

DATE: 09 10 2002

CATEGORY: CVD

TYPE: FIN

REFERENCE:

REFERENCE DATE:

CASES: C - 489 - 809

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PERIOD COVERED: 08 30 2002 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NOTICE OF FINAL DETERMINATION IN THE COUNTERVAILING
DUTY INVESTIGATION OF CARBON AND CERTAIN ALLOY STEEL
WIRE ROD FROM TURKEY (C-489-809)

1. ON AUGUST 30, 2002, THE DEPARTMENT OF COMMERCE PUBLISHED IN
THE FEDERAL REGISTER ITS FINAL NEGATIVE DETERMINATION IN THE
COUNTERVAILING DUTY DETERMINATION OF CARBON AND CERTAIN ALLOY
STEEL WIRE ROD FROM TURKEY. BASED ON THIS DETERMINATION BY THE
DEPARTMENT OF COMMERCE, THIS INVESTIGATION IS TERMINATED.
THEREFORE, ALL ENTRIES OF THE SUBJECT PRODUCT THAT WERE
SUSPENDED ON OR AFTER 02/08/2002 SHOULD BE LIQUIDATED WITHOUT
REGARD TO COUNTERVAILING DUTIES (I.E., RELEASE ALL BONDS AND

REFUND ALL CASH DEPOSITS).

2. THE MERCHANDISE COVERED BY THIS INVESTIGATION IS CERTAIN HOT-ROLLED PRODUCTS OF CARBON STEEL AND ALLOY STEEL, IN COILS, OF APPROXIMATELY ROUND CROSS SECTION, 5.00 MM OR MORE, BUT LESS THAN 19.00 MM, IN SOLID CROSS-SECTIONAL DIAMETER ("SUBJECT MERCHANDISE" OR "WIRE ROD").

3. SPECIFICALLY EXCLUDED ARE STEEL PRODUCTS POSSESSING THE ABOVE-NOTED PHYSICAL CHARACTERISTICS AND MEETING THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS") DEFINITIONS FOR

- (A) STAINLESS STEEL;
- (B) TOOL STEEL;
- (C) HIGH NICKEL STEEL;
- (D) BALL BEARING STEEL; AND
- (E) CONCRETE REINFORCING BARS AND RODS.

ALSO EXCLUDED ARE

(F) FREE MACHINING STEEL PRODUCTS (I.E., PRODUCTS THAT CONTAIN BY WEIGHT ONE OR MORE OF THE FOLLOWING ELEMENTS:

- 0.03 PERCENT OR MORE OF LEAD,
- 0.05 PERCENT OR MORE OF BISMUTH,
- 0.08 PERCENT OR MORE OF SULFUR,
- MORE THAN 0.04 PERCENT OF PHOSPHORUS,
- MORE THAN 0.05 PERCENT OF SELENIUM, OR
- MORE THAN 0.01 PERCENT OF TELLURIUM).

ALSO EXCLUDED FROM THE SCOPE ARE 1080 GRADE TIRE CORD QUALITY WIRE ROD AND 1080 GRADE TIRE BEAD QUALITY WIRE ROD. GRADE 1080 TIRE CORD QUALITY ROD IS DEFINED AS:

- (I) GRADE 1080 TIRE CORD QUALITY WIRE ROD MEASURING 5.0 MM OR MORE BUT NOT MORE THAN 6.0 MM IN CROSS-SECTIONAL DIAMETER;
- (II) WITH AN AVERAGE PARTIAL DECARBURIZATION OF NO MORE THAN 70 MICRONS IN DEPTH (MAXIMUM INDIVIDUAL 200 MICRONS);
- (III) HAVING NO INCLUSIONS GREATER THAN 20 MICRONS;

- (IV) HAVING A CARBON SEGREGATION PER HEAT AVERAGE OF 3.0 OR BETTER USING EUROPEAN METHOD NFA04-114;
- (V) HAVING A SURFACE QUALITY WITH NO SURFACE DEFECTS OF A LENGTH GREATER THAN 0.15 MM;
- (VI) CAPABLE OF BEING DRAWN TO A DIAMETER OF 0.30 MM OR LESS WITH 3 OR FEWER BREAKS PER TON; AND
- (VII) CONTAINING BY WEIGHT THE FOLLOWING ELEMENTS IN THE PROPORTIONS SHOWN:
 - (1) 0.78 PERCENT OR MORE OF CARBON,
 - (2) LESS THAN 0.01 PERCENT OF ALUMINUM,
 - (3) 0.040 PERCENT OR LESS, IN THE AGGREGATE, OF PHOSPHORUS AND SULFUR,
 - (4) 0.006 PERCENT OR LESS OF NITROGEN, AND
 - (5) NOT MORE THAN 0.15 PERCENT, IN THE AGGREGATE, OF COPPER, NICKEL AND CHROMIUM.

GRADE 1080 TIRE BEAD QUALITY ROD IS DEFINED AS:

- (I) GRADE 1080 TIRE BEAD QUALITY WIRE ROD MEASURING 5.5 MM OR MORE BUT NOT MORE THAN 7.0 MM IN CROSS-SECTIONAL DIAMETER;
- (II) WITH AN AVERAGE PARTIAL DECARBURIZATION OF NO MORE THAN 70 MICRONS IN DEPTH (MAXIMUM INDIVIDUAL 200 MICRONS);
- (III) HAVING NO INCLUSIONS GREATER THAN 20 MICRONS;
- (IV) HAVING A CARBON SEGREGATION PER HEAT AVERAGE OF 3.0 OR BETTER USING EUROPEAN METHOD NFA 04-114;
- (V) HAVING A SURFACE QUALITY WITH NO SURFACE DEFECTS OF A LENGTH GREATER THAN 0.2 MM;
- (VI) CAPABLE OF BEING DRAWN TO A DIAMETER OF 0.78 MM OR LARGER WITH 0.5 OR FEWER BREAKS PER TON; AND
- (VII) CONTAINING BY WEIGHT THE FOLLOWING ELEMENTS IN THE PROPORTIONS SHOWN:
 - (1) 0.78 PERCENT OR MORE OF CARBON,
 - (2) LESS THAN 0.01 PERCENT OF SOLUBLE ALUMINUM,
 - (3) 0.040 PERCENT OR LESS, IN THE AGGREGATE, OF PHOSPHORUS AND SULFUR,
 - (4) 0.008 PERCENT OR LESS OF NITROGEN, AND
 - (5) EITHER NOT MORE THAN 0.15 PERCENT, IN THE AGGREGATE, OF COPPER, NICKEL AND CHROMIUM (IF CHROMIUM IS NOT SPECIFIED), OR

NOT MORE THAN 0.10 PERCENT IN THE AGGREGATE OF
COPPER AND NICKEL AND A CHROMIUM CONTENT OF 0.24
TO 0.30 PERCENT (IF CHROMIUM IS SPECIFIED).

THE DESIGNATION OF THE PRODUCTS AS "TIRE CORD QUALITY" OR "TIRE
BEAD QUALITY" INDICATES THE ACCEPTABILITY OF THE PRODUCT FOR USE
IN THE PRODUCTION OF TIRE CORD, TIRE BEAD, OR WIRE FOR USE IN
OTHER RUBBER REINFORCEMENT APPLICATIONS SUCH AS HOSE WIRE.

THESE QUALITY DESIGNATIONS ARE PRESUMED TO INDICATE THAT THESE
PRODUCTS ARE BEING USED IN TIRE CORD, TIRE BEAD, AND OTHER RUBBER
REINFORCEMENT APPLICATIONS, AND SUCH MERCHANDISE INTENDED FOR THE

TIRE CORD, TIRE BEAD, OR OTHER RUBBER REINFORCEMENT APPLICATIONS
IS NOT INCLUDED IN THE SCOPE.

HOWEVER, SHOULD PETITIONERS OR OTHER INTERESTED PARTIES PROVIDE A
REASONABLE BASIS TO BELIEVE OR SUSPECT THAT THERE EXISTS A
PATTERN OF IMPORTATION OF SUCH PRODUCTS FOR OTHER THAN THOSE
APPLICATIONS, END-USE CERTIFICATION FOR THE IMPORTATION OF SUCH
PRODUCTS MAY BE REQUIRED.

UNDER SUCH CIRCUMSTANCES, ONLY THE IMPORTERS OF RECORD WOULD
NORMALLY BE REQUIRED TO CERTIFY THE END USE OF THE IMPORTED
MERCHANDISE.

ALL PRODUCTS MEETING THE PHYSICAL DESCRIPTION OF SUBJECT
MERCHANDISE THAT ARE NOT SPECIFICALLY EXCLUDED ARE INCLUDED IN
THIS SCOPE.

THE PRODUCTS UNDER INVESTIGATION ARE CURRENTLY CLASSIFIABLE UNDER
SUBHEADINGS 7213.91.3010, 7213.91.3090, 7213.91.4510,
7213.91.4590, 7213.91.6010, 7213.91.6090, 7213.99.0031,
7213.99.0038, 7213.99.0090, 7227.20.0010, 7227.20.0020,
7227.20.0090, 7227.20.0095, 7227.90.6051, 7227.90.6053,
7227.90.6058, AND 7227.90.6059 OF THE HTSUS.

ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS PROCEEDING IS DISPOSITIVE.

4. FOR REPORTING PURPOSES THIS CASE WAS ASSIGNED INVESTIGATION NUMBER C-489-809.

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT JENNIFER JONES OR ANTHONY GRASSO, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-1664 OR (202) 482-3853, RESPECTIVELY.

6. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party